Minnie G. Meffmer, wife and next friend of Charles H. Heffmer, No. 9533 Equity.

In the Circuit Court for Prederick County, in Equity.

Charles . Keffner

To the Memorable the Judges of the Circuit Court for Frederick County, sitting as a Court of Equity.

The petition of Minne G.Heffenr and John S.Newman, Trustees in this cause, respectively shown unto your Henors:-

ist. That an audit was heretefore stated in this cause, and after due publication of order mist thereon, was finally ratified and confirmed by your honorable Gourt on the 1st day of December, 1917; which audit, as stated, showed that there was retained by Trustees, on account of claims No. 55 if and when established, the sum of Two Mundred and Eighty-eight Dellars (\$298.00); and after a distribution of 80% to creditors who had filed their claims, there was left in the hands of Trustees the sum of Two Mundred and Fifty Dellars and Seventeen Cents(\$250.17).

2nd. That since the final ratification of said audit by your honorable Court, and after Trustees had actually disburded and paid out, in accordance with said audit, a portion of the trust funds in their hands, your Trustees discovered as error in said audit.

3d. That under a prier erder of your hemorable Court, Trustees were authorized to sell and transfer unte Minnie G.Heffner, certain life insurance pelicies, at and for the sum of Eight Hundred and Ferty-four Dellars and Fifty-three Cents(\$844.53); which sum of Eight Hundred and Fertyfour Dellars and Pifty-three Cents (\$844.53), your honors directed in said order should be deducted from any amount allowed said Minnie G. Heffner, in lieu of her patentail right of dewer; so that in stating said audit, said Trustees were charged, as among the assets of said estate, with said sum of Eight Tundred and Ferty-four Dellars and Fifty-three Cents (\$844.55), the preceeds of the sale of said life insurance pelicies. There was then allowed, among other costs, expenses and allowances, the sum of Twenty-two Hundred and Thirty-four Dellars and Thirty-three Cents (\$2234,33) to Minnie G. Heffmer, in lieu of her dewer, as per the order of your hemorable Court; from which allowance, as stated in said audit, there was to be deducted said sum of Eight Hundred and Forty-four Dollars and Fifty-three Cents(\$844.53), due account of her purchase of said line insurance pelicies; which entries in said audit were, as your Trustees aver and believe, right and preper entries; but then subsequently in said audit, after totaling costs, expenses and allewance, there was deducted from the tetal thereof the sum of Eight Hundred and Ferty-four Dellars and Fifty-three Cents (\$844.53) emount due from Minnie G, Meffenr account of purchase of life insurance, and the total costs, expenses and allewances, after deducting than sum of \$844.53 was then substracted from the total assets with which Trustees were charged, and distribution of the residue made among the creditors; whereas this deduction of Eight Hundred and Forty-four Dollars and Fifty-three Conts(\$844.53) should not have been made from the total of the costs, expenses and allowances; and by making said deduction from such total in the audit, the Trustees were in effect charged with Eight Hundred and Ferty-four Dellars and Fifty-three Sents(\$844.53) more than they should have been charged withjer stating the same thing in another way, the Trustees are short on said audit, as stated, Eight Hundred and Fertyfour Dellars and Fifty-three Centsh(\$844.53).

4th. That the error-above referred to in said audit is very apparent from an exemination of the face of the audit itself, and should, in justice and equity, become the by your honorance Sourt.

5th. That Trustees have not as yet succeeded in disposeing of all of the property in their hands, and said correction can readily be made, by an allowance in the next audit to be stated in this sause, WHEREFORE your Trustees pray your honorable Sourt to consider the premises; and to order and direct that the auditor, instating his next account in this case, make allowance to your Trustees for said sum of Eight Hundred and Forty-four Dollars and Fifty-three Conts (\$844.53) errome custy deducted from the total of the costs, expenses and allowance in the audit heretofore stated and ratified in this cause.

And for such further or other relief as the nature and equity of the case may require.

And as in duty, etc.

Seli for Petstiener

The aferegeing prtition having by the Court been read and sesidered, it is thereupen this 4th day of December, in the year Mineteen Hundred and Seventeen, by the Circuit Court for Frederick County, sitting as a Court of Equity, and by the authority thereof, ordered and adjudged that it plainly appeares from an inspection of the audit heretofore filed and ratified in this cause, that the sum of Eight Mundred and Forty-four Dellars and Fifty-three Conts (\$844.53) was erroneously deducted from the total of the costs, expenses and allowances, before a distribution of the residue among the creidtors; and that by said erroneous deduction, the Trustees in this case stand charges with

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